IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3443 OF 2005

IN

INCOME TAX APPEAL (LODG) NO. 750 OF 2005

WITH

NOTICE OF MOTION NO. 3444 OF 2005

IN

INCOME TAX APPEAL (LODG.) NO. 743 OF 2005

WITH

NOTICE OF MOTION NO. 3445 OF 2005

IN

INCOME TAX APPEAL (LODG.) 744 OF 2005

The Commissioner of Income Tax .... Appellant

Vs.

M/s Mohan Rocky Springwater Breweries Ltd. .... Respondent

Mr. A.D. Kango for Appellant.

CORAM : F.I. REBELLO, &
J.P. DEVADHAR, JJ.

DATE : 14TH AUGUST, 2007

P.C.

. As the tax incidence is less than Rs. 4

Lakhs, the learned counsel seeks leave to withdraw the appeal. Motions along with appeals stand dismissed as withdrawn. The questions of law, if any, is kept open for consideration in an appropriate proceeding. Refund of court fees as per rules. Certified copy expedited.

(J.P. DEVADHAR, J.) **(F.I. REBELLO, J.)**